

17439 U.S. PTO  
021704

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
Meyskens, et al. )  
Application No.: To Be Determined )  
Filed: February 17, 2004 )  
For: Alpha-Difluoromethylornithine )  
(DFMO) Suppresses Polyamine Levels in )  
the Human Prostate )

Art Unit: To Be Determined  
Examiner: To Be Determined

22387 U.S. PTO  
10/780921  
021704

**Transmittal of a Continuation Utility Patent Application**

Express Mail mailing label no. EV220345981US

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith for filing is the continuation utility patent application for "Alpha-Difluoromethylornithine (DFMO) Suppresses Polyamine Levels in the Human Prostate"

- ☒ The applicant(s) hereby request(s) the filing of the continuation patent application under 37 CFR §1.53(b) corresponding to application Serial No. 09/938,846 which claims priority to provisional patent application no. 60/227,714 filed on August 24, 2000. No amendments referred to in the oath or declaration filed to complete the prior application introduced new matter therein.
- ☒ A true copy of the following are enclosed:
  - ☒ the prior application as filed, including all 49 pages of specifications (including 39 pages of written description; 9 pages of claims (Claims 1-99), 1 page of Abstract and 2 sheets of drawings; and
  - ☒ the declaration of inventorship showing the signatures or an indication it was signed.

- ☐ Applicant hereby requests that the above-referenced patent application, filed concurrently herewith, **NOT BE PUBLISHED** under 35 U.S.C. §122(b). In making this request, applicants certify that the invention disclosed in the application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at 18 months after filing.
- ☐ Please delete the names of the following persons who are not inventors of the invention being claimed in this divisional application:
- ☒ Please amend the specification after the granting of a filing date herein by inserting before the first line the sentence: --This is a continuation of application Serial No. 09/938,846 filed on August 24, 2001, which claims priority to provisional patent application no. 60/227,714 filed on August 24, 2000--.
- ☒ Please cancel claims 21-99.
- ☒ Check No. 3320 covering the filing fee in the amount of \$385.00 accompanies this application, calculated as follows:

	(Col. 1)	(Col. 2)	Small entity			Other than a	
For	No. Filed	No. extra	Rate	Fee	Or	Rate	Fee
Basic fee				\$ 385	Or		\$
Total claims	20	- 20 =	x 9	\$	Or	x 18	\$
Indep claims	1	- 3 =	x 43	\$	Or	x 78	\$
_ Multiple dependent claims presented			+ 130	\$	Or	+ 260	\$
			Total	\$385	Or	Total	\$

- ☐ An Assignment of the invention to [Assignee], including a cover sheet and Check No. [Assignment Check No.] for \$40 are enclosed.
- ☐ A Statement of Ownership and Power of Attorney.
- ☒ The Commissioner is hereby authorized to charge any underpayment and credit any overpayment of the filing fees required under 37 CFR § 1.16 and any patent application processing fees required under 37 § CFR 1.17 to Deposit Account No. 50-0878.
- ☒ Formal drawings are enclosed.
- ☒ The undersigned is the Applicant's attorney of record in the prior application, and all future communications should be addressed to the undersigned at the new address shown herebelow.
- ☐ The statement(s) of Small Entity Status filed in the prior application is no longer proper and

is hereby withdrawn.

☒ An information disclosure statement is enclosed.

STOUT, UXA, BUYAN & MULLINS, LLP

Date: February 17, 2004

  
Robert D. Buyan, Reg. No. 32,460

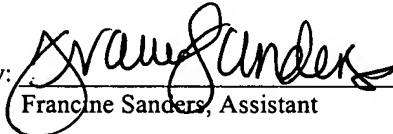
4 Venture, Suite #310  
Irvine, CA 92618  
Telephone: (949) 450-1750 ext. 213  
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CERTIFICATE OF MAILING

I hereby certify that this Transmittal letter, the above-identified documents and papers, and a return postcard are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on February 17, 2004 and is addressed to Mail Stop PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: February 17, 2004

By:   
Francine Sanders, Assistant

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